



General Assembly

February Session, 2010

Raised Bill No. 5205

LCO No. 877

00877_____LAB

Referred to Committee on Labor and Public Employees

Introduced by:
(LAB)

***AN ACT CONCERNING CONSTRUCTION SAFETY REFRESHER
TRAINING COURSES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 31-53b of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) Each contract for a public works project entered into on or after
4 July 1, 2009, by the state or any of its agents, or by any political
5 subdivision of the state or any of its agents, described in subsection (g)
6 of section 31-53, shall contain a provision requiring that each
7 contractor furnish proof with the weekly certified payroll form for the
8 first week each employee begins work on such project that any person
9 performing the work of a mechanic, laborer or worker pursuant to the
10 classifications of labor under section 31-53 on such public works
11 project, pursuant to such contract, has completed a course of at least
12 ten hours in duration in construction safety and health taught by a
13 federal Occupational Safety and Health Administration authorized
14 trainer and approved by the federal Occupational Safety and Health
15 Administration or, for any such person who has completed such a
16 course five or more years prior to the date the person begins work on

17 the project, has completed a supplemental refresher training course of
18 at least four hours in duration in construction safety and health taught
19 by a federal Occupational Safety and Health Administration
20 authorized trainer and approved by the Labor Commissioner, or has
21 completed a new miner training program approved by the Federal
22 Mine Safety and Health Administration in accordance with 30 CFR 48
23 or, in the case of telecommunications employees, has completed at
24 least ten hours of training in accordance with 29 CFR 1910.268.

25 (b) Any person required to complete a course or program under
26 subsection (a) of this section who has not completed the course or
27 program shall be subject to removal from the worksite if the person
28 does not provide documentation of having completed such course or
29 program by the fifteenth day after the date the person is found to be in
30 noncompliance. The Labor Commissioner or said commissioner's
31 designee shall enforce this section.

32 (c) Not later than January 1, [2009] 2011, the Labor Commissioner
33 shall adopt regulations, in accordance with the provisions of chapter
34 54, to implement the provisions of subsections (a) and (b) of this
35 section. Such regulations shall require that the ten-hour construction
36 safety and health courses required under subsection (a) of this section
37 be conducted in accordance with federal Occupational Safety and
38 Health Administration Training Institute standards, or, in the case of a
39 supplemental refresher training course, include an overview of key
40 safety practices, an update on any new safety laws or regulations and
41 an update on new technologies, or in accordance with Federal Mine
42 Safety and Health Administration Standards or in accordance with 29
43 CFR 1910.268, as appropriate. The Labor Commissioner shall accept as
44 sufficient proof of compliance with the provisions of subsection (a) or
45 (b) of this section a student course completion card issued by the
46 federal Occupational Safety and Health Administration Training
47 Institute, or such other proof of compliance said commissioner deems
48 appropriate, dated no earlier than five years before the commencement
49 date of such public works project or, in the case of supplemental

50 refresher training, a certificate of completion from said Occupational
51 Safety and Health Administration authorized trainer dated no earlier
52 than five years before the commencement date of such public works
53 project.

54 (d) This section shall not apply to employees of public service
55 companies, as defined in section 16-1, or drivers of commercial motor
56 vehicles driving the vehicle on the public works project and delivering
57 or picking up cargo from public works projects provided they perform
58 no labor relating to the project other than the loading and unloading of
59 their cargo.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>from passage</i>	31-53b
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Statement of Purpose:

To require certain persons on public works projects who have completed their initial OSHA training course to take a four-hour refresher course every three years rather than a ten-hour course every five years.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]